

08.07.2022

From,
Aman Shukla (UP03366)
Addl. Civil Judge (Junior Division)
Mahoba.

To,
The Registrar General,
Hon'ble High Court of Judicature
at Allahabad.

Through,
The District Judge,
Mahoba.

Subject: Representation against the only adverse remark regarding non-disposal of execution cases during the Assessment Year 2021-22 as recorded by Shri Devendra Singh-I, Learned District Judge, Mahoba.

Sir,

I most respectfully beg to submit my representation on the subject noted above as under:

- 1.** That I belong to the 2018 batch of Civil Judges (Junior Division) and joined my judicial service as Judicial Magistrate-II, Mahoba on 18.11.2019 and thereafter underwent my foundation level training conducted by the Institute of Judicial Training & Research, Uttar Pradesh, Lucknow and started doing actual judicial work in my Court at Mahoba from the month of September, 2020. Pandemic Covid-19 had quite adversely affected the entire functioning of the courts during those days.
- 2.** That during the Assessment Year 2021-22, I was posted as Additional Civil Judge (Junior Division), Mahoba from 01.04.2021 to 28.06.2021 and thereafter from 29.06.2021 to 31.03.2022 as Judicial Magistrate Ist, Mahoba.
- 3.** That the learned District Judge, Mahoba has recorded following appreciative entries in my ACR for the Assessment Year 2021-22 except in relation to the non-disposal of execution cases:
“integrity-beyond doubt, fair & impartial in dealing with the public & bar, cool minded, there was nothing adverse against my

private character, fixing of cause list-proper, sufficient number of cases fixed to keep engaged during full court hours, unnecessary adjournments avoided, judgments on facts and law-sound and well reasoned and expressed in good language, marshalling of facts-proper, appreciation of evidence-proper, application of law-proper, total work done–1303.73 Units against the prescribed 1010 Units i.e. 129.08% which is adequate and above the norms, used to grant or refuse interim orders & injunctions for sufficient reasons, control over the office and administrative capacity & tact-good, relation with members of Bar-good, behaviour in relation to brother officers-good, inspections of court & office-full & effective, punctual and regular in sitting on dias during court hours, amenable to the advice of the District Judge & other superior officers, behaviour towards women, respect and sensitivity exhibited towards them-good, state of health-normal, overall assessment of the officer-"Good".

4. That the only adverse remark recorded by the said learned District Judge, Mahoba against me in the Assessment Year 2021-22 is that not a single execution case was decided by me during the above assessment year. It is most humbly submitted that as already stated in Paragraph 1 of this representation, I functioned as the Additional Civil Judge (Junior Division), Mahoba from 01.04.2021 – 28.06.2021 i.e. 89 days only and out of these 89 days, the civil work including hearing in execution cases was not done during the summer vacation i.e. the month of May, 2021. It is pointed out here that during the assessment year 2021-22, the summer vacation was declared by the Hon'ble High Court from 10.05.2021 – 04.06.2021 (25 days) and as such the days including holidays available for civil work from 01.04.2021-28.06.2021 were only 89 days and thereafter I was posted in the Criminal Court as the Judicial Magistrate Ist, Mahoba for the entire assessment year upto 31.03.2022. During the said period of 89 days, the court remained either closed or dysfunctional for 70 days due to pandemic Covid-19 and as such there remained only 19 days for hearing in civil cases including the execution cases. As is evident from the monthly statement of cases including the execution cases (**Annexure-1**) of my court of Addl. Civil Judge (Junior Division), Mahoba, only 08 execution cases were pending in my court and still I made all possible efforts to speed-up the process of hearing and disposal of the execution cases and in some of them progress towards their final disposal was also made by me but as stated above, the final

disposal thereof could not be possible within this very small period of 19 days.

5. That I have so far served only for less than 03 years in subordinate judiciary and during this small period had to undergo one years foundation level training. The functioning of the court remained adversely affected by the pandemic Covid-19 and as stated in the preceding paragraphs I had worked in civil court only for 19 days during the relevant assessment year 2021-22 and as such did not get sufficient time in the civil court to decide the execution cases. It is humbly stated that under the circumstances stated above, I could not be held lax or responsible for non-disposal of the execution cases.
6. It is, therefore, most humbly prayed that your goodself may kindly place this representation of mine before the then Hon'ble Administrative Judge of the District Court, Mahoba for His Lordship's kind consideration. It is further prayed that the Hon'ble Court may be pleased to kindly consider this representation of mine and make my proper assessment by expunging the aforesaid only adverse remark on the point of non-disposal of execution cases as recorded by the learned District Judge, Mahoba in my ACR for the Assessment Year 2021-22. I shall remain grateful to the Hon'ble Court for this grace throughout my life.

With profound regards,

Your's Sincerely,

Annexure: As above

(Aman Shukla)
Addl. Civil Judge
(Junior Division)
Mahoba.